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7 | Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

11 BOARD OF TRUSTEES OF THE CEMENT  
12 MASONS HEALTH AND WELFARE TRUST  
FUND FOR NORTHERN CALIFORNIA;  
13 BOARD OF TRUSTEES OF THE CEMENT  
MASONS VACATION-HOLIDAY TRUST  
FUND FOR NORTHERN CALIFORNIA;  
14 BOARD OF TRUSTEES OF THE CEMENT  
MASONS PENSION TRUST FUND FOR  
NORTHERN CALIFORNIA; AND BOARD  
15 OF TRUSTEES OF THE CEMENT MASONS  
TRAINING TRUST FUND FOR NORTHERN  
16 CALIFORNIA,

Case No.: C 14-02064 JSC

**NOTICE OF CH. 7 BANKRUPTCY OF  
DEFENDANT JEFFREY J. HUSTON;  
ORDER TO STAY ACTION**

**Plaintiffs,**

VS.

INDUSTRIAL COMMERCIAL CONCRETE  
CONSTRUCTION, INC., a California  
corporation; and JEFFREY J. HUSTON, an  
individual.

#### Defendants.

24 Plaintiffs Board of Trustees of the Cement Masons Health and Welfare Trust Fund for  
25 Northern California, Board of Trustees of the Cement Masons Vacation-Holiday Trust Fund for  
26 Northern California, Board of Trustees of the Cement Masons Pension Trust Fund for Northern  
27 California and Board of Trustees of the Cement Masons Training Trust Fund for Northern  
28 California hereby notify this Court that on or about December 20, 2014, Defendant Jeffrey J.

1 Huston filed a Voluntary Petitions for Ch. 7 Bankruptcy in the United States Bankruptcy Court,  
2 Northern District of California, Case No.: 14-44951 WLJ. A true and correct copy of the  
3 Voluntary Petition is attached hereto as Exhibit A.

4 This action should therefore be stayed as to Defendant Jeffrey J. Huston pursuant to  
5 11 U.S.C. § 362(a).

6 DATED: January 7, 2015

7 BULLIVANT HOUSER BAILEY PC

8  
9 By Ronald  
10 Ronald L. Richman

11 Attorneys for Plaintiffs

12  
13  
14 **ORDER**

15 The Court, having reviewed the Notice of Bankruptcy indicating that Defendant Jeffrey  
16 J. Huston filed for bankruptcy protection,

17 IT IS HEREBY ORDERED that this case shall be stayed as to Defendant Jeffrey J.  
18 Huston pending resolution of the bankruptcy proceeding.

19 Dated: January 8, 2015

20 Jacqueline S. Corley  
21 Hon. Jacqueline Scott Corley  
United States Magistrate Judge

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24 15376399.1

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# **EXHIBIT A**

**REDACTED**

FORM B9A (Chapter 7 Individual or Joint Debtor No Asset Case) (12/12)

Case Number 14-44951 WJL 7

**UNITED STATES BANKRUPTCY COURT**  
**Northern District of California (Oakland)**

**Notice of Chapter 7 Bankruptcy Case, Meeting of Creditors, & Deadlines**

A chapter 7 bankruptcy case concerning the debtor(s) listed below was filed on 12/20/14.

You may be a creditor of the debtor. This notice lists important deadlines. You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. NOTE: The staff of the bankruptcy clerk's office cannot give legal advice.

**Creditors -- Do not file this notice in connection with any proof of claim you submit to the court.  
See Reverse Side For Important Explanations**

Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Jeffrey J. Huston  
 aka Industrial Commercial Concrete, Inc.  
 1531 N. Mitchell Canyon Rd.  
 Clayton, CA 94517

Case Number: 14-44951	Social Security/Individual Taxpayer ID/Employer Tax ID/Other Nos.: [REDACTED]
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Attorney for Debtor(s) (name and address): R. Kenneth Bauer Law Offices of R. Kenneth Bauer 500 Ygnacio Valley Rd. #328 Walnut Creek, CA 94596 Telephone number: (925) 945-7945	Bankruptcy Trustee (name and address): Sarah L. Little 2415 San Ramon Valley Blvd. #4432 San Ramon, CA 94583 Telephone number: (510) 485-0740 Email: sarah@littletrustee.com
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**Meeting of Creditors**

Date: January 23, 2015 Time: 11:30 AM  
 Location: Office of the U.S. Trustee, 1301 Clay St. Room 680N, Oakland, CA 94612

**Important Notice to Individual Debtors:** The United States Trustee requires all debtors who are individuals to provide government-issued photo identification and proof of social security number to the trustee at the meeting of creditors.

**Presumption of Abuse under 11 U.S.C. § 707(b)**  
*See "Presumption of Abuse" on reverse side.*

The presumption of abuse does not arise.

**Deadlines:**

Papers must be *received* by the bankruptcy clerk's office by the following deadlines:  
**Deadline to Object to Debtor's Discharge or to Challenge Dischargeability of Certain Debts: 3/24/15**

**Deadline to Object to Exemptions:**

If this case has been converted, a new deadline to object to exemptions arises unless: (1) the conversion took place more than one year after a plan was first confirmed, or (2) the deadline had previously expired while the case pending under Chapter 7.

**Creditors May Not Take Certain Actions:**

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

**Please Do Not File a Proof of Claim Unless You Receive a Notice To Do So.**

**Creditor with a Foreign Address:**

A creditor to whom this notice is sent at a foreign address should read the information under "Do Not File a Proof of Claim at This Time" on the reverse side.

**Address of the Bankruptcy Clerk's Office:**  
 1300 Clay Street #300 (94612)  
 Post Office Box 2070  
 Oakland, CA 94604-2070  
 Telephone number: 510-879-3600

**For the Court:**

Clerk of the Bankruptcy Court:  
 Edward J. Emmons

Hours Open: Monday – Friday 9:00 AM – 4:30 PM

Date: 12/22/14

**RECEIVED**

DEC 29 2014 **RECEIVED**

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**LAB/CM=RY** DEC 29 2014

**EXPLANATIONS**

FORM B9A (12/12)

Filing of Chapter 7 Bankruptcy Case	A bankruptcy case under Chapter 7 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor(s) listed on the front side, and an order for relief has been entered.
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. Consult a lawyer to determine your rights in this case.
Creditors Generally May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code §362. Common examples of prohibited actions include contacting the debtor by telephone, mail or otherwise to demand repayment; taking actions to collect money or obtain property from the debtor; repossessing the debtor's property; starting or continuing lawsuits or foreclosures; and garnishing or deducting from the debtor's wages. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay.
Presumption of Abuse	If the presumption of abuse arises, creditors may have the right to file a motion to dismiss the case under § 707(b) of the Bankruptcy Code. The debtor may rebut the presumption by showing special circumstances.
Meeting of Creditors	A meeting of creditors is scheduled for the date, time, and location listed on the front side. <i>The debtor (both spouses in a joint case) must be present at the meeting to be questioned under oath by the trustee and by creditors.</i> Creditors are welcome to attend, but are not required to do so. The meeting may be continued and concluded at a later date specified in a notice filed with the court.
Do Not File a Proof of Claim at This Time	There does not appear to be any property available to the trustee to pay creditors. <i>You therefore should not file a proof of claim at this time.</i> If it later appears that assets are available to pay creditors, you will be sent another notice telling you that you may file a proof of claim, and telling you the deadline for filing your proof of claim. If this notice is mailed to a creditor at a foreign address, the creditor may file a motion requesting the court to extend the deadline. <i>Do not include this notice with any filing you make with the court.</i>
Discharge of Debts	The debtor is seeking a discharge of most debts, which may include your debt. A discharge means that you may never try to collect the debt from the debtor. If you believe that the debtor is not entitled to receive a discharge under Bankruptcy Code §727(a) or that a debt owed to you is not dischargeable under Bankruptcy Code §523(a)(2), (4), or (6), you must file a complaint — or a motion if you assert the discharge should be denied under §727(a)(8) or (a)(9) — in the bankruptcy clerk's office by the "Deadline to Object to Debtor's Discharge or to Challenge the Dischargeability of Certain Debts" listed on the front of this form. The bankruptcy clerk's office must receive the complaint or motion and any required filing fee by that deadline.
Exempt Property	The debtor is permitted by law to keep certain property as exempt. Exempt property will not be sold and distributed to creditors. The debtor must file a list of all property claimed as exempt. You may inspect that list at the bankruptcy clerk's office. If you believe that an exemption claimed by the debtor is not authorized by law, you may file an objection to that exemption. The bankruptcy clerk's office must receive the objections by the "Deadline to Object to Exemptions" listed on the front side.
Bankruptcy Clerk's Office	Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed on the front side. You may inspect all papers filed, including the list of the debtor's property and debts and the list of the property claimed as exempt, at the bankruptcy clerk's office.
Creditor with a Foreign Address	Consult a lawyer familiar with United States bankruptcy law if you have any questions regarding your rights in this case.
<b>— Refer to Other Side for Important Deadlines and Notices —</b>	